

UNITED STATES DISTRICT COURT
DISTRICT OF NEW JERSEY

UNITED STATES OF AMERICA : Hon. Susan D. Wigenton
v. : Crim. No. 08-132 (SDW)
ALEKSANDR SIROTA, : ORDER FOR CONTINUANCE
a/k/a "Alexander Sirota,"
ELIZABETH DEGUZMAN,
GRIGORY SIROTA,
a/k/a "Grisha Sirota," and
JACK MELMAN,
a/k/a "Yaakov Melman"

This matter having come before the Court on the application of Ralph J. Marra, Jr., Acting United States Attorney for the District of New Jersey (by Anthony Moscato, Assistant U.S. Attorney), and defendants Aleksandr Sirota, a/k/a "Alexander Sirota" (by his attorney Kenneth J. Kaplan, Esq.), Elizabeth DeGuzman (by her attorney Keith O.D. Moses, Esq.), Grigory Sirota, a/k/a "Grisha Sirota" (by his attorney Albert Y. Dayan, Esq.), and Jack Melman, a/k/a "Yaakov Melman" (by his attorney Michael Chazen, Esq.) for an Order granting a continuance of the proceedings in the above-captioned matter for 45 days, and the defendants being aware that they have the right to have the matter brought to trial within 70 days of the date of their appearance before a judicial officer of this court pursuant to Title 18 of the United States Code, Section 3161(c)(1), and all parties having consented to the entry of this continuance order under the Speedy Trial Act, and good cause having been shown;

WHEREFORE, IT APPEARING that:

1. The discoverable materials in this matter include voluminous amounts of documents and evidence that will be made available for inspection and discovery.

2. Each defense counsel will need additional time to review the discovery in this matter and to prepare motions for filing with the Court.

3. The case is in its pretrial discovery phase is so unusual and complex because of the number of defendants and the nature of the prosecution that it is unreasonable to expect adequate preparation for pretrial proceedings and for the trial itself within the time limits established by 18 U.S.C. § 3161, the Speedy Trial Act. 18 U.S.C. § 3161(h)(8)(B)(ii).

4. Plea negotiations are currently in progress with counsel for each defendant, and both the United States and the defendants desire additional time to complete their discussions. A plea in this matter would render any trial of this matter unnecessary.

5. Counsel for each defendant has consented to this continuance.

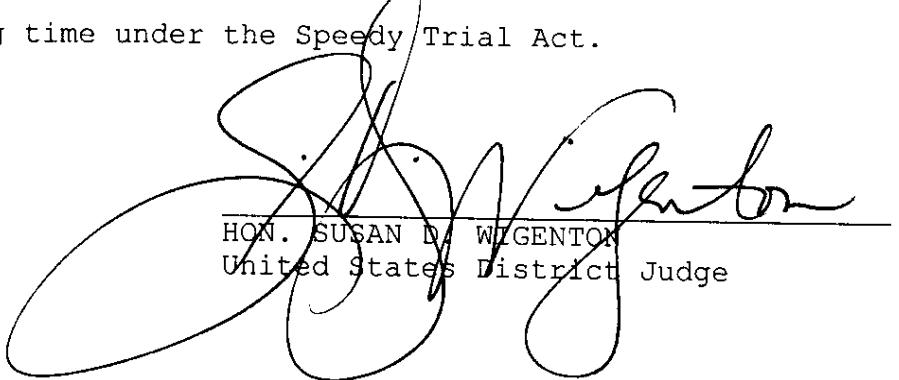
6. The failure to grant such a continuance in the proceedings would be likely to result in a miscarriage of justice. 18 U.S.C. § 3161(h)(8)(B)(i).

7. The ends of justice served by granting a continuance of the trial date outweigh the best interest of the public and each defendant in a speedy trial. 18 U.S.C. § 3161(h)(8)(A).

THEREFORE, IT IS on this 8th day of April 2009 it is hereby ORDERED as follows:

8. The trial in this matter shall commence on a date and time to be fixed by the Court.

9. This matter shall be continued from April 9, 2009 through May 24, 2009 and that period shall be excluded for the purposes of computing time under the Speedy Trial Act.


HON. SUSAN D. WIGENTON
United States District Judge